

# Blitman & King LLP

Syracuse  
Rochester  
Albany

Attorneys and Counselors at Law

Franklin Center, Suite 300  
443 North Franklin Street  
Syracuse, New York 13204-1415

Phone: 315.422.7111  
Fax: 315.471.2623  
www.bklawyers.com

Kelly L. Cook, CEBS

James C. Shake, Jr.  
EA, MAAA

Nathan H. Blitman  
(1909 - 1990)

\* Also admitted in MA  
† Also admitted in FL  
\* Also admitted in MD  
and DC  
\*\* Also admitted in CA, VA  
and DC

Bernard T. King  
Charles E. Blitman\*  
Jules L. Smith  
James R. LaVaute  
Donald D. Oliver  
Jennifer A. Clark  
Melvin H. Pizert  
Monica R. Heath  
Kenneth L. Wagner  
Gary A. Hall\*\*  
Timothy R. Bauman

Stephanie A. Miner  
Nathaniel G. Lambright  
Kara A. Hiller  
Daniel E. Kornfeld\*  
Daniel R. Brice  
Edward J. Steve\*

October 27, 2004

Hon. David E. Peebles  
U.S. Magistrate Judge  
Federal Building, U.S. Courthouse  
P.O. Box 7345  
Syracuse, New York 13261-7345

Re: Asbestos Workers Syracuse Pension Fund v.  
Delores A. Wells  
Civil Action No. 04-CV-0825 (GLS/DEP)

Dear Judge Peebles:

I am counsel for plaintiff, Asbestos Workers Syracuse Pension Fund. I would like to request an adjournment of the Rule 16 conference scheduled for November 4, 2004 in the above-referenced matter. On August 24, 2004, default of the defendant was entered for failure to appear or otherwise move as to the Complaint. I plan on filing a motion for default judgment in November.

Thank you for your attention to this matter

Respectfully submitted,

BLITMAN & KING LLP



Daniel R. Brice

DRB/wlr

cc: Delores A. Wells

SO ORDERED

Donna Maggiolino, Administrative Manager  
Asbestos Workers Syracuse Pension Fund

wlr\drb\letters\Peebles

David E. Peebles  
U.S. Magistrate Judge

Dated: 10/28/04  
Syracuse, New York

Rule 16 conference is adjourned  
without date. Plaintiff is  
directed to file a default judgment motion  
on or before 11/30/04.